

**State of Wisconsin
Department of Natural Resources**

PUBLIC NOTICE ON:

- (I) THE PROPOSED AMENDMENT TO THE JUNE 10, 2002 COOPERATIVE ENVIRONMENTAL AGREEMENT (AGREEMENT) BETWEEN THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES (DNR) AND NORTHERN ENGRAVING CORPORATION (NEC);
- (II) THE PRELIMINARY DETERMINATION TO ISSUE AIR POLLUTION CONTROL OPERATION PERMIT TO NEC's WEST SALEM FACILITY;
- (III) THE PROPOSAL TO SUBMIT A SOURCE SPECIFIC SIP REVISION, FOR WEST SALEM AND GALESVILLE, TO THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (EPA); AND
- (IV) A PUBLIC HEARING ON THE ABOVE.

(I). Proposed Amendment to a Cooperative Environmental Agreement

Pursuant to Section 299.80 (7)(b), Wis. Stats., the DNR is proposing to amend Agreement with NEC under the Environmental Cooperation Pilot Program (Program).

On June 10, 2002, following a Public Comment Period and formal Public Hearing, the Wisconsin Department of Natural Resources (DNR), and Northern Engraving Corporation (NEC) signed a Cooperative Agreement (Agreement) that includes the NEC facilities in Sparta and Holmen, Wisconsin. This Agreement was developed under Wisconsin's Environmental Cooperation Pilot Program pursuant to Section 299.80, Wis. Statutes.

On July 16, 2002, the DNR received a letter from Northern Engraving Corporation requesting that their Galesville facility, 20875 W. Gale Ave. Box 696, Galesville, WI 54630 and West Salem facility, 600 Brickl Rd., West Salem, WI 54698, be included in the Agreement. The DNR is considering these inclusions following a Public Notice and Comment Period, and a Public Hearing, and the conditions pursuant to Section 299.80 (7) (b) (1) and Section 299.80 (8) Wis. Statutes.

NEC volunteered to help DNR pilot new approaches to environmental regulation through the Program and will continue to do so with the inclusion of the West Salem and Galesville additions. The proposed Amendment to the Agreement contains the language that determines how DNR and NEC will carry out the goals of the Program. Public comments on the proposed amendment to the Agreement are welcome. See below.

(a). Variances to be granted

The Amendment to the Agreement would provide a variance to the "once in always in" policy for RACT at the West Salem facility (see Appendix E1 of the Agreement).

The Amendment includes the same language as the June 10, 2002 Agreement that offers flexibility on NEC's air pollution control permits. The Agreement contains language that would allow NEC to construct, modify, and/or move equipment between facilities prior to obtaining a construction permit under certain conditions. The Agreement offers two scenarios that would allow NEC to initially operate new equipment prior to obtaining a construction permit. Ambient air quality standard would have to be met prior to operation and under most conditions a written approval from the DNR is required.

Both facilities would be granted variances to the LACT requirements under the agreement. VOC emissions from the West Salem and Galesville facilities may not exceed 85 tons per year averaged over 12 consecutive months. Both facilities would be restricted to less than 8 tons of Hazardous Air Pollutants (HAPs) for each HAP and less than 20 tons combined total (HAPs) per year.

The Amendment to the Agreement would provide a variance, which allows monthly record keeping and calculations in lieu of daily record keeping and calculations at both facilities.

(b). Benefits of the Amendment and the Agreement

The Amendment and the Agreement stand to test a well designed EMS and hope to realize substantial savings of time and labor for both DNR and NEC while seeing to public safety and achieving environmental gains.

The terms of the Agreement will hopefully provide economic stability for NEC and the community.

Under the terms of the Agreement and as a requirement of an ISO 14001 registration, NEC will conduct yearly audits of its EMS and provide performance evaluations to the DNR.

NEC will also make available to the public, information on its progress and regular meetings with a community established interested persons group.

(c). About the Environmental Cooperation Pilot Program

The Environmental Cooperation Pilot Program (Program) was passed by the State Legislature as part of the 1997 – 1999 Biennial Budget. Though the opportunity for new companies to sign on to the pilot project reached its sunset on October 1, 2002, current agreements with participating facilities can be amended as needed or requested. The Program is designed to evaluate innovative environmental regulatory methods including whole-facility regulation. It encourages the use of systematic assessments of environmental impacts from this facility, and is designed to focus on reducing pollution in an efficient and cost effective manner. The Program provides increased flexibility for pilot facilities that not only maintain existing levels of environmental protection, but also go beyond and provide superior environmental performance. Furthermore, the Program encourages substantial public participation by those affected by the activities at the facility.

(d). How DNR will make a final decision on the proposed Amendment

In making a final decision on the proposed action, DNR will insure that the applicant has complied with all of the requirements in s. 299.80(6)(d), Wis. Stats. DNR will also review and consider all public comments received within the 30-day public comment period and at the public hearing. In consultation with the project manager and other staff, the DNR Secretary will decide whether or not to sign and implement the Amendment to the Cooperative Environmental Agreement.

The Amendment to the June 10, 2002 Agreement is not subject to review under ch. 227, Wis. Stats. The Amendment to the Agreement itself, once issued, is subject to review under ch. 227, Wis. Stats. To request a contested case hearing pursuant to s. 227.42, Wis. Stats., a person has 30 days after the Agreement is issued to serve a petition for hearing upon the Secretary of the DNR. A request for contested case hearing should be made in accordance with s. NR 2.05(5), Wis. Adm. Code. The filing of a request for contested case hearing is not a prerequisite for judicial review under ch. 227, Wis. Stats., and does not extend the time limits for filing a petition for judicial review.

(II). Wisconsin Department of Natural Resources Preliminary Determination on an Air Pollution Control Permit to Operate an Existing Air Pollution Source at NEC West Salem, La Crosse County, Wisconsin.

Air Pollution Operation Permit No.: 632024800-F01

Revision of Air Pollution Control Permits: 98-JCH-176, 98-RV-011, 97-MWH-013, 97-RV-149, 91-DCF-099, 92-IRS-110, 93-POY-092, 93-POY-092A, 89-IRS-041, 89-IRS-041A, and EOP-10-KJC-83-32-082.

NEC submitted to the DNR, a permit application, including plans and specifications, for the operation of an existing decorated automotive trim manufacturing facility. The La Crosse Area Office Air Program of the DNR has analyzed these materials and has made a preliminary determination that operation of this air pollution source should meet applicable criteria for permit approval as stated in ss. 285.63 and 285.64, Wis. Stats., including both the emission limits and the ambient air standards and that the application is approvable. This preliminary determination does not constitute approval from the Air Management Program or any other DNR sections, which may also require a review of the project (See below for additional Information Locations.)

(III). Revision to the State Implementation Plan (SIP) for Air Quality

Pursuant to s. 299.80, Wis. Stats. the DNR is proposing to enter into an Environmental Cooperative Agreement with Northern Engraving Corporation for their West Salem and Galesville facilities. The proposed Amendment to the agreement would allow Northern Engraving Corporation to operate under alternative volatile organic compound emission limitations, use alternate record keeping methods, and construct new process lines prior to receiving a construction permit provided specific requirements are met. As part of this process, DNR intends to submit Attachment D1 of the Cooperative Agreement outlining these variances to the United States Environmental Protection Agency (USEPA) as a source-specific SIP revision.

(IV). Additional Information Locations, Public Comment Period and a Public Hearing **(a). Additional Information Locations:**

Complete information on the proposed Amendment to the Agreement, the preliminary determination and analysis regarding the issuance of an Air Pollution Control Operation Permit for West Salem, and the source-specific SIP revisions for both Galesville and West Salem can be found at <http://www.dnr.state.wi.us/org/caer/cea/ecpp>. The above information will also be available for public inspection at the DNR Bureau of Air Management Headquarters, Seventh Floor, 101 South Webster, Madison. Additional locations for viewing documents include the DNR La Crosse Area Office Air Program, 3550 Mormon Coulee Road, Room 104, La Crosse; the DNR Eau Claire Regional Office, 1300 W. Clairemont Ave., Eau Claire, Wisconsin; *Galesville Public Library*, 16787 S. Main St., PO Box 697, Galesville, Wisconsin 54630-0697, and the *West Salem Branch Hazel Brown Leicht Memorial Library*, 201 Neshonoc Road, West Salem, WI 54669-1328.

To discuss issues related to the Air Pollution Control Operational Permit and SIP revisions you can contact Mary Carter (DNR Air Management Engineer) at (608) 789-5544.

To discuss the Amendment to the Cooperative Environmental Agreement please contact either Mark Harings (DNR Environmental Cooperative Agreement Project Manager) at (715) 831-3263, mark.harings@dnr.state.wi.us or Randy Nedrelo (NEC), 803 S Black River Street, Sparta, Wisconsin 54656, (608) 269-9547, rnedrelo@norcorp.com.

(b). Opportunity for Public Comment

The DNR hereby solicits written comments from the public regarding the proposed Amendment to the June 10, 2002 Cooperative Environmental Agreement, the preliminary determinations to approve operation permits for NEC's West Salem Facility, and the proposal to submit a source-specific SIP revision to USEPA. These comments will be considered in the DNR's final decisions regarding this project.

If you want to submit written comments on the proposed Amendment to the Agreement, please provide within 30 days to: DNR, 1300 W. Clairemont Avenue, Eau Claire, WI 54702, fax (715) 839 - 6076, or e-mail harinm@dnr.state.wi.us. Attn: Mark Harings.

If you want to submit written comment on the preliminary determination and/or the source-specific SIP revision, please provide within 30 days to: DNR, La Crosse Area Office Air Program, 3550 Mormon Coulee Road, Room 104, La Crosse, WI 54601. Attn: Mary Carter.

Note: The 30-day Public Comment Period starts from the day the Notice appears in the Wisconsin State Journal.

(c). Notice of Public Hearing

NOTICE IS HEARBY GIVEN that DNR will conduct a public hearing on the proposed Amendment to the Agreement, on the preliminary determination to approve an operation permit for West Salem, and the proposal to submit a source-specific SIP revision to USEPA. The hearing will be held:

Date:	Tuesday, June 17, 2003
Time:	1:30 p.m.
Location:	Todd Wehr Memorial Library 815 South 9th St. - <u>Room #130</u> La Crosse, WI
Parking:	Park in the Fine Arts Building parking lot, 1 block away.
Phone:	(608) 796-3270

Reasonable accommodation, including the provision of informational material in an alternative format, will be provided for qualified individuals with disabilities upon request.

STATE OF WISCONSIN

DEPARTMENT OF NATURAL RESOURCES

For the Secretary:

/s/ Mark McDermid
Mark McDermid, Director
Bureau of Cooperative Environmental Assistance

5/8/03
Date

/s/Lloyd Eagan
Lloyd Eagan, Director
Bureau of Air Management

5/8/03
Date